

October 15, 2015  
7:00 p.m.  
City Hall

- I. Mayor Randy McClement presided. Present were Aldermen Kelly Russell, Michael O'Connor, Phil Dacey and Josh Bokee and Alderwoman Donna Kuzemchak. Also present were City Attorney Sandra Nickols and Legislative Clerk Phyllis Hane.
- II. The Mayor led the Pledge of Allegiance.
- III. There was no invocation.
- IV. Police Chief Ed Hargis presented Frederick Police Department Citizens' Awards. Awards were presented to Rockpoint Commercial Management and Ausherman Properties for providing a site for active shooter training exercises and to the Tailwaggers 4H Club for raising funds to provide equipment for the Police Department Canine Unit.

The Mayor presented a proclamation for National Substance Abuse Awareness Month. The Proclamation was accepted by Police Chief Ed Hargis and Andrea Walker of the Frederick County Health Department.

- V. Minutes of the September 17, 2015 Public Meeting and the September 30, 2015 Special Meeting were previously distributed. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Bokee the Board approved 5-0 the minutes of the September 17, 2015 Public Meeting. On a motion made by Alderman O'Connor and seconded by Alderman Russell the Board approved 5-0 the minutes of the September 30, 2015 Special Meeting.
- VI. Mayor McClement announced that a Closed Sessions had been held on October 1, 2015 and read into the record a summary of that session, which is attached hereto and made a part of these minutes as required under Section 3-306(c)(2) of the General Provisions Article of the Annotated Code of Maryland.
- VII. The Mayor offered his congratulations to Captain Dwight Sommers on his recent promotion. The Mayor went on to remind everyone of the upcoming Free Cycle Round Up event to be held at Hill Street Park.
- VIII. During Aldermanic comments, Alderman O'Connor had no comments.

Alderman Russell joined the Mayor in congratulating Captain Sommers.

Alderwoman Kuzemchak had no comments.

Alderman Bokee announced a public forum on ending homelessness in Frederick County, sponsored by the Frederick County Coalition for the Homeless and Hood College, to be held November 5 at Hood College. He stated the Frederick County Coalition for the Homeless has recently released their ten year strategic plan for ending homelessness. Alderman Bokee noted there is a Mayor and Board of Aldermen meeting scheduled for the evening of this event and requested a future work session be scheduled to enable the Coalition to brief the Board on their strategic plan.

Alderman Dacey had no comments.

IX. Public comments were received.

X. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 5-0 Consent Agenda items A.1, A.2 and A.3., Release of Sureties. The approved items were:

1. Release of cash funds in the amount of \$66,399.82 posted by Liberty Professional Center to guarantee completion of improvements to the site at 194 Thomas Johnson Drive, further described in PWA dated 02/17/12.
2. Release of Hartford Bond in the amount of \$267,364.76 posted by Canterbury Development, Inc. to guarantee utility connection improvements to Canterbury Station, further described in PWA dated 05/10/13.
3. Release of RLI Bond in the amount of \$50,000.00 posted by BPE Development, LLC to guarantee completion of improvements to the site related to MDE/ACOE Permit, further described in PWA dated 08/08/13.

XI. Public Hearing

1. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Bokee the Board approved 5-0 utilization of \$195,000.00 as approved in the FY16 budget for the purchase of bulk rock salt. There were no public comments.
2. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 5-0 an agreement with the owners of 108 Linden Avenue to defer road frontage improvements along Chestnut Street. There were no public comments.
3. On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board approved 5-0 a contract in the amount of \$285,387.50 and issuance of a purchase order in the amount of \$303,596.00 to Scott A. Duncan, Inc. for Bid 16-1 East Street/16<sup>th</sup> Street Traffic Signal Installation. There were no public comments.
4. On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board approved 5-0 a Special Grant Agreement with the Maryland Aviation Administration in the amount of \$104,627.00 for the design and creation of bidding documents for a snow removal equipment building. There were no public comments.
5. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 5-0 issuance of a purchase order to Delta Airport Consultants in the amount of \$139,503.00 for design of a new snow removal equipment building. There were no public comments.
6. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 5-0 a grant agreement with the Federal Aviation Administration in the

amount of \$58,050.00 for the development of a Wildlife Hazard Assessment Program. There were no public comments.

7. On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board approved 5-0 issuance of a purchase order to Delta Airport Consultants in the amount of \$64,500.00 for the development of a Wildlife Hazard Assessment Program. There were no public comments.
8. On a motion made by Alderman O'Connor and seconded by Alderwoman Kuzemchak the Board approved 5-0 acceptance of a grant from the Federal Aviation Administration in the amount of \$2,695,842.00 for multiple projects associated with the Airport Master Plan. There were no public comments.
9. On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board approved 5-0 a contract and issuance of a purchase order to Demolition Services, Inc. in the amount of \$978,207.00 for Bid 16-3 Demolish Bailes Lane Buildings 1-3, 5-15. There were no public comments.
10. On a motion made by Alderman O'Connor and seconded by Alderwoman Kuzemchak the Board approved 5-0 issuance of a task order purchase order to Delta Airport Consultants in the amount of \$698,000.00 for the phasing and funding study and glideslope relocation scoping / design review. There were no public comments.
11. On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board approved 5-0 Resolution 15-24 concerning relocation of the Roger Brooke Taney Bust. Public comments were received.

The Mayor called for a ten minute recess at 9:30 p.m., reconvening at 9:40 p.m.

12. On a motion made by Alderman Russell and seconded by Alderman Bokee the Board approved 5-0 Resolution 15-25 to amend Resolution 09-17 for the annexation of approximately 100 acres located south of Alternate Route 40, west of Mt. Philip Road and northeast of I-70, known as the Summers Farm Property. Bruce Dean of Linowes and Blocher provided comment on behalf of the property owner, Summers Family LLLP and the developer, Hailey Development, LC. There were no public comments.
13. The Board considered three City of Frederick Pension Plan Trust Agreements.
  - a. On a motion made by Alderman O'Connor and seconded by Alderwoman Kuzemchak the Board approved 5-0 the Trust Agreement for the City of Frederick 22 Year Pension Plan.
  - b. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 5-0 the Trust Agreement for the City of Frederick 25 Year Pension Plan.
  - c. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 5-0 the Trust Agreement for the City of Frederick 30 Year Pension Plan.

There were no public comments.

14. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 3-2, with Aldermen Russell and O'Connor and Alderwoman Kuzemchak in favor and Aldermen Dacey and Bokee opposed, Ordinance G-15-23 concerning vehicles for hire with Section 23-38 changed to read:

Pursuant to the authority and subject to the terms of § 10-406 of the Annotated Code of Maryland, Public Utilities Article, commencing on March 1, 2016, a fee of \$.25 will be assessed for each trip generated by a transportation network service company originating within the City.

There were no public comments.

- XII. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 5-0 the reappointment of Donna Rosano to the Public Art Commission for a three year term of October 18, 2015 to October 17, 2018.

On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board approved 5-0 the appointment of Matthew Bonin to the Alternate position on the Historic Preservation Commission for a three year term of October 16, 2015 to October 15, 2018.

On a motion made by Alderman O'Connor and seconded by Alderwoman Kuzemchak the Board approved 5-0 the appointment of Dan D'Agostino to the Parks and Recreation Commission for a three year term of October 16, 2015 to October 15, 2018.

On a motion made by Alderman Dacey and seconded by Alderman Russell the Board approved 5-0 the appointment of Olivia White to the Board of Directors for Weinberg Center for the Arts, Inc. for a term of October 16, 2015 to June 30, 2018.

On a motion made by Alderman Bokee and seconded by Alderwoman Kuzemchak the Board approved 5-0 the reappointment of the following individuals as Neighborhood Advisory Council Coordinators for two year terms of October 18, 2015 to October 17, 2017:

NAC 1: Linda Stone, Joan Willoughby  
NAC 3: Larry Aronow, Beth Conny, Connie Pryor, James McGoughran  
NAC 4: David Kaye  
NAC 5: Gerald Harris, Belinda Morton, Catherine DiGennaro, Shauna Tunder  
NAC 6: Rachel Kavanagh  
NAC 7: Gail Bradley, Don Dean  
NAC 8: Lance English, Maureen English, Steve Stoykee  
NAC 9: Peter Brehm  
NAC 10: Denise Sparks (Peterson), Kathy Stewart  
NAC 11: Truby LaGarde, Darcy Richards, Richardo Bairan

- XIII. During Aldermanic business/comments and new business Alderman Bokee had no comments.

Alderman Russell had no comments.

Alderman O'Connor had no comments.

Alderwoman Kuzemchak reflected on the many Mayors and Boards with which she has served over the years, noting that she has been working to obtain a traffic signal at East and 16<sup>th</sup> Streets and to achieve progress toward the relocation of the Taney bust since approximately 1998. She noted she was gratified to see both of those goals accomplished this evening and expressed thanks to her colleagues for their spirit of cooperation.

Alderman Dacey had no comments.

- XIV. The Mayor had no additional comments.
- XV. There were no Committee Reports.
- XVI. There were no Director Reports.
- XVII. There were no additional public comments.

There being no further official business, the meeting was adjourned at 10:22 p.m.

Submitted in action format,

Phyllis Hane  
Legislative Clerk